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10 Attorneys for Plaintiff BISCOTTI, INC.

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

BISCOTTI, INC.,

Case No. 3:07-cv-03681-VRW

Plaintiff,

NOTICE OF CHANGE OF COUNSEL

v.

KANDY KISS OF CALIFORNIA, INC.
d/b/a Zoey, and DOES 1-10, inclusive,

Defendants.

Biscotti, Inc. hereby designates the following attorney from Nixon Peabody LLP to be included with Rosalyn P. Mitchell as counsel OF RECORD in this action:

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The following attorney is no longer counsel of record in this action and should be removed from all service lists:

Glenn E. Westreich.

Dated: December 21, 2007

NIXON PEABODY LLP

By: /s/
ROSALYN P. MITCHELL
Attorneys for Plaintiff
BISCOTTI, INC.

1 **Biscotti, Inc. v. Kandy Kiss of California, Inc., et al.**
 2 United States District Court, Northern District
 3 Case No. 3:07-cv-3681 VRW

4 I, the undersigned, certify that I am employed in the City and County of San Francisco,
 5 California; that I am over the age of eighteen years and not a party to the within action; and that my
 6 business address is Nixon Peabody LLP, One Embarcadero Center, 18th Floor, San Francisco, CA
 7 94111-3600.

8 On December 21, 2007, I served the following document(s):

9 **NOTICE OF CHANGE OF COUNSEL**

10 on the parties stated below, through their attorneys of record, by placing true copies thereof in sealed
 11 envelopes addressed as shown below by the following means of service:

12 By First-Class Mail — I am readily familiar with the firm's practice for collection and
 13 processing of correspondence for mailing. Under that practice, the correspondence is
 14 deposited with the U.S. Postal Service on the same day as collected, with first-class postage
 15 thereon fully prepaid, in San Francisco, CA, for mailing to the office of the addressee
 16 following ordinary business practices.

17 By Personal Service — I caused each such envelope to be given to a courier messenger to
 18 personally deliver to the office of the addressee.

19 By Overnight Courier — I caused each such envelope to be given to an overnight mail service
 20 at San Francisco, CA, to be hand delivered to the office of the addressee on the next business
 21 day.

22 By Facsimile — From facsimile number 415-984-8300, I caused each such document to be
 23 transmitted by facsimile machine, to the parties and numbers listed below, pursuant to
 24 Rule 2008. The facsimile machine I used complied with Rule 2003(3) and no error was
 25 reported by the machine. Pursuant to Rule 2008(e)(4), I caused the machine to print a
 26 transmission record of the transmission, a copy of which is attached to the original of this
 27 declaration.

28 **Addressee(s)**

29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69 70 71 72 73 74 75 76 77 78 79 80 81 82 83 84 85 86 87 88 89 90 91 92 93 94 95 96 97 98 99 100 101 102 103 104 105 106 107 108 109 110 111 112 113 114 115 116 117 118 119 120 121 122 123 124 125 126 127 128 129 130 131 132 133 134 135 136 137 138 139 140 141 142 143 144 145 146 147 148 149 150 151 152 153 154 155 156 157 158 159 160 161 162 163 164 165 166 167 168 169 170 171 172 173 174 175 176 177 178 179 180 181 182 183 184 185 186 187 188 189 190 191 192 193 194 195 196 197 198 199 200 201 202 203 204 205 206 207 208 209 210 211 212 213 214 215 216 217 218 219 220 221 222 223 224 225 226 227 228 229 230 231 232 233 234 235 236 237 238 239 240 241 242 243 244 245 246 247 248 249 250 251 252 253 254 255 256 257 258 259 260 261 262 263 264 265 266 267 268 269 270 271 272 273 274 275 276 277 278 279 280 281 282 283 284 285 286 287 288 289 290 291 292 293 294 295 296 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